

**Statement of Evidence:**

**H282**

Northeast Corner of Section 28, Township 37 North, Range 29 West, Gilmanton Township, 4<sup>th</sup> Principal Meridian, Benton County, Minnesota.

1855 Original US General Land Office survey set a wood post with bearing trees noted as:

13" Elm	N 55 W	19 links
12" Lynnwood	N 81 ½ E	30 links

1937 County Engineer's Notebook No. 99 contains a road survey for CAR No. 28 running south to north. Notes show corner marked by a hub with fence line west and ties:

12" Basswood	NW	79.4
FP	W	45.6

Notes show a delta angle of 1-00' left.

1991 William Lunser, LS 9394, set a ½" I.P. at GLO proportional distance (split) to the NE corner of Section 21 and the SE corner of Section 28 (5302.91 feet) using the north-south road for the east-west position. He filed a Certificate of Location (#234182). He notes a distance of 2665.02 feet to the North ¼ corner of Section 27. Certificate shows corner 25 feet south of a field line west. His delta angle is 1-14-38 left.

2003 Westwood Professional Services, Inc. found a badly bent ½ " iron pipe that fit Lunser's distances.

County Coordinates Obtained by GPS:

NAD 83 (1996 Adjustment)

N- 142960.703

E- 526654.916

**NOTE: DO NOT USE COORDINATES**

Lunser's distance from SE corner Sec. 28 to NE corner Section 21 = 10605.82 and 1937 Highway distance from SE corner Sec. 28 to NE corner Section 21 = 10604.3. This makes Lunser's corner position 25.2 feet south of the 1937 position. The 1937 position would fit the field line west. ***Corner needs further searching.***

2005 Reviewed corner position after obtaining measurements on the east line of Section 21. MN/DOT survey crew located remains of occupation fence line to the west, which fell approximately 30 feet north of Lunser's iron. MN/DOT excavated corner area and found no evidence of a corner marker. Proportioning the 1937 distances between the SE corner of Section 28 and the NE corner of Section 21, put the 1937 corner position 25.76 feet north of Lunser's iron. Determined the best evidence of the obliterated corner position to be the 1937 survey and that the corner should not have been portioned to a lost position in 1991.

County Coordinates computed to obliterated position:

NAD 83 (1996 Adjustment)

N- 142986.457

E- 526655.247